

Ordinance
CITY OF RITZVILLE
Adams County Auditor, Heidi K. Hunt



Return address:

City of Ritzville

216 E Main Avenue

Ritzville, WA 99169

Please print neatly or type information

Document Title(s)

Ordinance No 2138

Reference Number(s) of related documents

N/A

Additional Reference Numbers on page _____

Grantor(s) (Last, First and Middle Initial)

City of Ritzville

216 E Main Avenue

Ritzville, WA 99169

Additional Grantees on page _____

Grantee(s) (Last, First and Middle Initial)

Public

Additional Grantees on page _____

Legal Description (abbreviated form: i.e. lot, block, plat or section, township, range, quarter/quarter)

506 W 7th Ave (Tax#78 Sec 23, TWP 19, RGE 35 Less Tax #193

508 W 7th Ave (TAX #193 IN SEC 23, TWP 19, RGE 35)

502 West 7th Ave (TAX #37 IN SEC 23, TWP 19, RGE 35 - (PTN OF RESIDENTIAL LOT LAYING "OUTSIDE" THE CITY LIMITS)

Additional Legal Description on page _____

Assessor's Property Tax Parcel/Account Number

Parcel Nos. 2935230610035, 2935230660003,
293523040037

Additional Parcel Numbers on page _____

The Auditor/Recorded will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.



ORDINANCE NO. 2138

AN ORDINANCE OF THE CITY OF RITZVILLE, WASHINGTON ANNEXING OF CERTAIN REAL PROPERTY KNOWN AS SCHRAG NICHOLS ANNEXATION TO THE C.J. SMICK REST HOME ADDITION TO THE CITY OF RITZVILLE

WHEREAS, exceptions in a 1983 City of Ritzville annexation Ordinance No. 474 excluded 506 West 7th Ave (Parcel No. 2935230610035), 508 West 7th Ave (Parcel No. 2935230660003) and 502 West 7th Ave (Parcel No. 293523040037), located directly adjacent to the City of Ritzville in the jurisdiction of Adams County, and

WHEREAS, a petition to annex, signed by the owners of not less than sixty percent (60%) in value pursuant to RCW 35.13.125, hereinafter the real property described was accepted by the City Council of the City of Ritzville on the 12th day of November 2019, and

WHEREAS, having received a determination of legal sufficiency of the petition from the Adams County Assessor on the 25th day of November 2019, verifying one owner owns well in excess of 60% of the acreage of the Annexation Area, and

WHEREAS, after review by the Ritzville Planning Commission, the Ritzville City Council passed Resolution No. 2019-18 on 19th of November 2019 making the applicable zoning for the annexed property the Single Family Residential (R-1) zone as designated on the Comprehensive Plan zoning map, and

WHEREAS, that said petition hearing came before the City Council at the regular council meeting on the 17th day of December 2019 and 21st day of January 2020; that notice of said hearing was posted and published in the manner provided by law;

WHEREAS, that review procedures were not required as per RCW 35A.14.220; that said area is contiguous to the City of Ritzville and that the City Council deems it in the best interest of the City of Ritzville that said area should become a part of the City of Ritzville, Washington.



Section 1: The following Ordinance 474 excepted territory from annexation to the City of Ritzville, to wit:

See attached Exhibit "A" Ordinance 474 and C.J. Smick Addition Map which is incorporated herein by this reference.

Section 2: The Adams County Assessor notified Department of Revenue about the exception of the parcels in 1994, to wit:

See Exhibit "B" Adams County Assessor Letter to Department of Revenue which is incorporated herein by this reference.

Section 3: The Washington State Department of Transportation notified City of Ritzville about the exception of parcels in 2018, to wit:

See Exhibit "C" Department of Transportation notification which is incorporated herein by this reference.

Section 3: The following described territory is hereby annexed to and made a part of the City of Ritzville, to wit:

See attached Exhibit "D" annexation map which is incorporated herein by this reference.

Section 4: All property within the territory so annexed shall be assessed and taxed at the same rate and on the same basis as other property of the City of Ritzville is assessed and taxed and to pay for any outstanding indebtedness of the City contracted prior to or existing at the date hereof. The property shall be developed according to provisions of the application for approval of pre-plat.

Section 5: All property within the territory so annexed shall be subject to and a part of the comprehensive plan of the City of Ritzville as presently adopted or as is hereafter amended. The zoning for this property is Single Family Residential (R-1) following the zoning that has been set forth in the City of Ritzville Comprehensive Plan.

Section 6: Upon passage of this annexation ordinance, the City Clerk is directed to file an annexation certificate and additional supporting documents to the state office of Financial Management within 30 days of the effective date of annexation as directed by RCW 35.13.260. A certified copy will be sent to the county as directed by RCW 35.13.150, and a notice mail to Department of Revenue.

Section 7: If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.



Section 8: Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section 9: This ordinance shall be in full force and effect five (5) days after passage and publication as provided by law.

READ in open meeting.

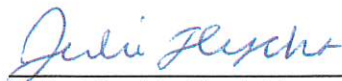
PASSED by unanimous vote of the City Council present, and,

ORDERED PUBLISHED this 21st day of January 2020.



Gary Cook, Mayor

Attest:



Julie Flyckt, Clerk-Treasurer

Approved as to form:



John Kragt, City Attorney

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Adams County Auditor, Heidi K. Hunt

194007

ORDINANCE NO. 474

FILED FOR RECORD

July 20 1982

Jan Kim Verna
Adams County Auditor

By *[Signature]* Deputy

AN ORDINANCE ANNEXING AN AREA OF LAND TO THE CITY OF RITZVILLE AND INCORPORATING SAID AREA WITHIN THE CITY LIMITS.

The City Council of the City of Ritzville do ordain as follows:

SECTION 1. Pursuant to a petition duly filed requesting that the hereinafter described land be annexed to and incorporated within the city limits of the City of Ritzville, said land being described as follows, to-wit:

That portion of the South Half of the Southwest Quarter of Section 23, Township 19 North, Range 35, E. W. M., bounded by a line described as follows, to-wit:

Beginning at the quarter section corner on the south line of said Section 23, running thence North $0^{\circ}42'$ West on quarter section line a distance of about 650 feet to the point at which said line intersects the center line of Lewis Street in the City of Ritzville, Washington, which is the true point of beginning; running thence North $51^{\circ}35'$ West to the center line of the coulee running in a westerly direction through said tract; thence following the center line of said coulee in a westerly direction to a point in the northwesterly line of 5th Avenue, of the City of Ritzville, Washington, extended, which is distant 583.5 feet southwesterly from the north line of said South Half of the Southwest Quarter of Section 23; running thence North $38^{\circ}25'$ East along the northwesterly line of said 5th Avenue extended a distance of 583.5 feet to the said north line of South Half of the Southwest Quarter of Section 23; running thence North $88^{\circ}09'$ East along said line a distance of 78.5 feet; running thence South $38^{\circ}25'$ West along the southeasterly line of 5th Avenue extended a distance of 10 feet; running thence South $51^{\circ}35'$ East a distance of 320 feet to the north and south quarter section line; running thence South $0^{\circ}42'$ East along said center section line a distance of about 450 feet to the true point of beginning, said tract containing 4.8 acres, more or less, in Adams County, Washington, EXCEPT that portion therefrom of said premises lying within the following described tract: Beginning at the most easterly corner of Tract A of Adams County Land Company's Addition to the Town of Ritzville, thence southwesterly along the northwesterly line of 7th Avenue a distance of 280 feet; thence northwesterly at right angles a distance of 106 feet; thence northeasterly at right angles a distance of 180 feet; thence southeasterly at right angles a distance of 6 feet; thence northeasterly at right angles a distance of 100 feet; thence southeasterly at right angles a distance of 100 feet to the point of beginning and also EXCEPT that portion of said premises lying southeasterly of the center line of vacated 7th Avenue extended southwesterly, AND ALSO that portion of Tract A of Adams County Land Company's Addition to the Town of Ritzville lying northwesterly of a line parallel to the northwesterly line of 7th Avenue and distant 106' therefrom, ALSO EXCEPTING that portion of the above described parcel described as follows:

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Beginning at a point on the northwesterly line of Fifth Avenue, extended southwesterly, in the City of Ritzville, 310 feet South $38^{\circ}25'$ West from the North line of the Southeast Quarter of the Southwest Quarter of Section 23, Township 19 North, Range 35, E.W.M., thence Southeasterly at right angles 160 feet; thence southwesterly at right angles 160 feet; thence northwesterly at right angles 160 feet; thence northeasterly at right angles 160 feet.

SECTION 2. The effective date of annexation of said area of land shall be the 1st day of November, 1960.

SECTION 3. Said area of land thus annexed shall be know as Rest Home Addition to the City of Ritzville.

This ordinance introduced and read a first time on the 18th day of October, 1960.

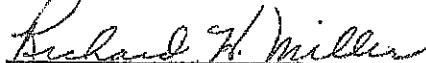
Read a second time on the 1st day of November, 1960.

Rules suspended and read a third time by title only this 1st day of November, 1960.

Passed by unanimous vote and ordered published this 1st day of November, 1960.


William Thiel, Mayor

Attest:


Richard H. Miller, City Clerk

Approved as to form:


Milton P. Sackmann, City Attorney

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Exhibit A

C. J. SMICK ADDITION TO CITY OF RITZVILLE, WN.

NE⁴ SE⁴ SW⁴ SECTION 23, T. 19 N., R. 35 E.W.M.

SCALE 1" = 40'

DESCRIPTION:

A tract of land lying in the NE⁴ SE⁴ SW⁴ Sec. 23, Twp. 19N., Rge. 35 E.W.M. being more particularly described as follows, to-wit:

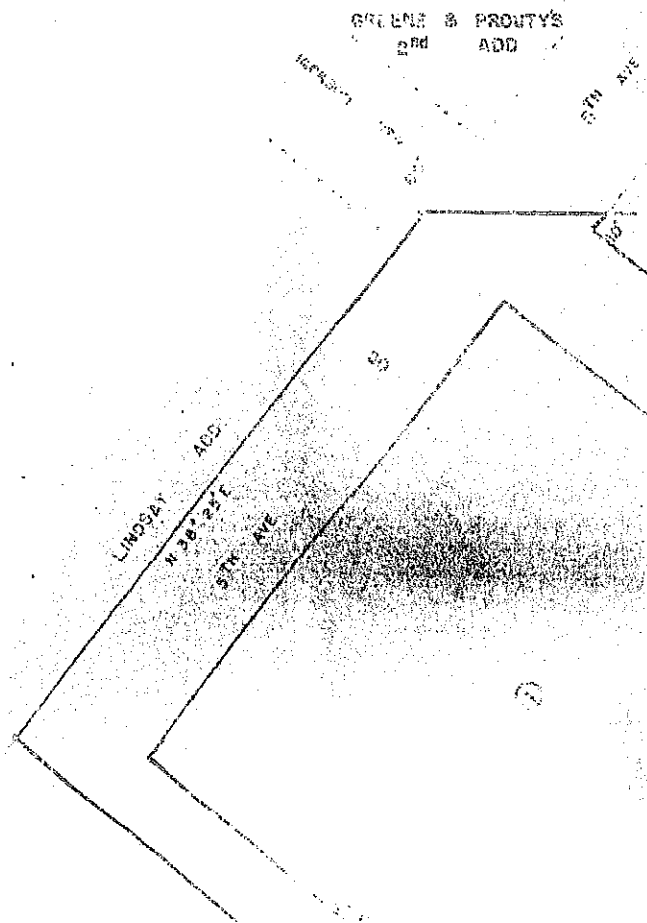
Commencing at a point on the N-S mid-section line at its intersection with the centerline of Lewis Street; thence N 51° 23' W 633.5'; thence N 38° 25' W along the Lindsay Add to its intersection with Greene & Prouty's 2nd Add on Jackson Street; thence Easterly along G. & E. 2nd Add to the centerline of 5th Ave.; thence S-Westerly on 5th Ave extended 16'; thence S-Easterly along E & K Add. to the intersection with Adams County Land Co's. Add.; thence S 01° 52' E along N-S mid-section line 648' to the point of beginning.

CERTIFICATE OF SURVEY

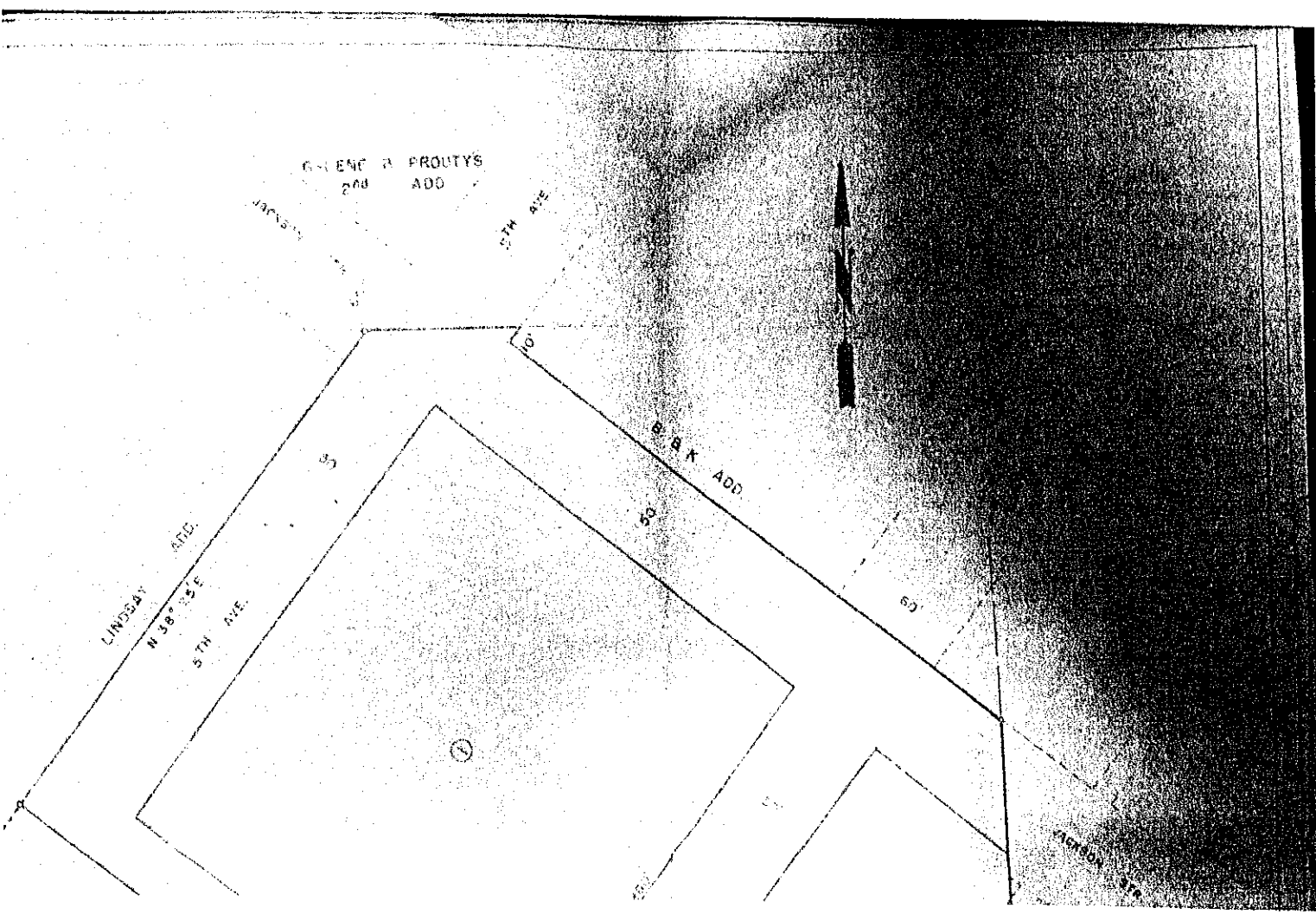
I, W. W. Athey, a Registered Engineer and Land Surveyor certify that this plat is based on a previous survey made by myself and based upon records on file in the office of County Auditor of Adams County.

W. W. Athey

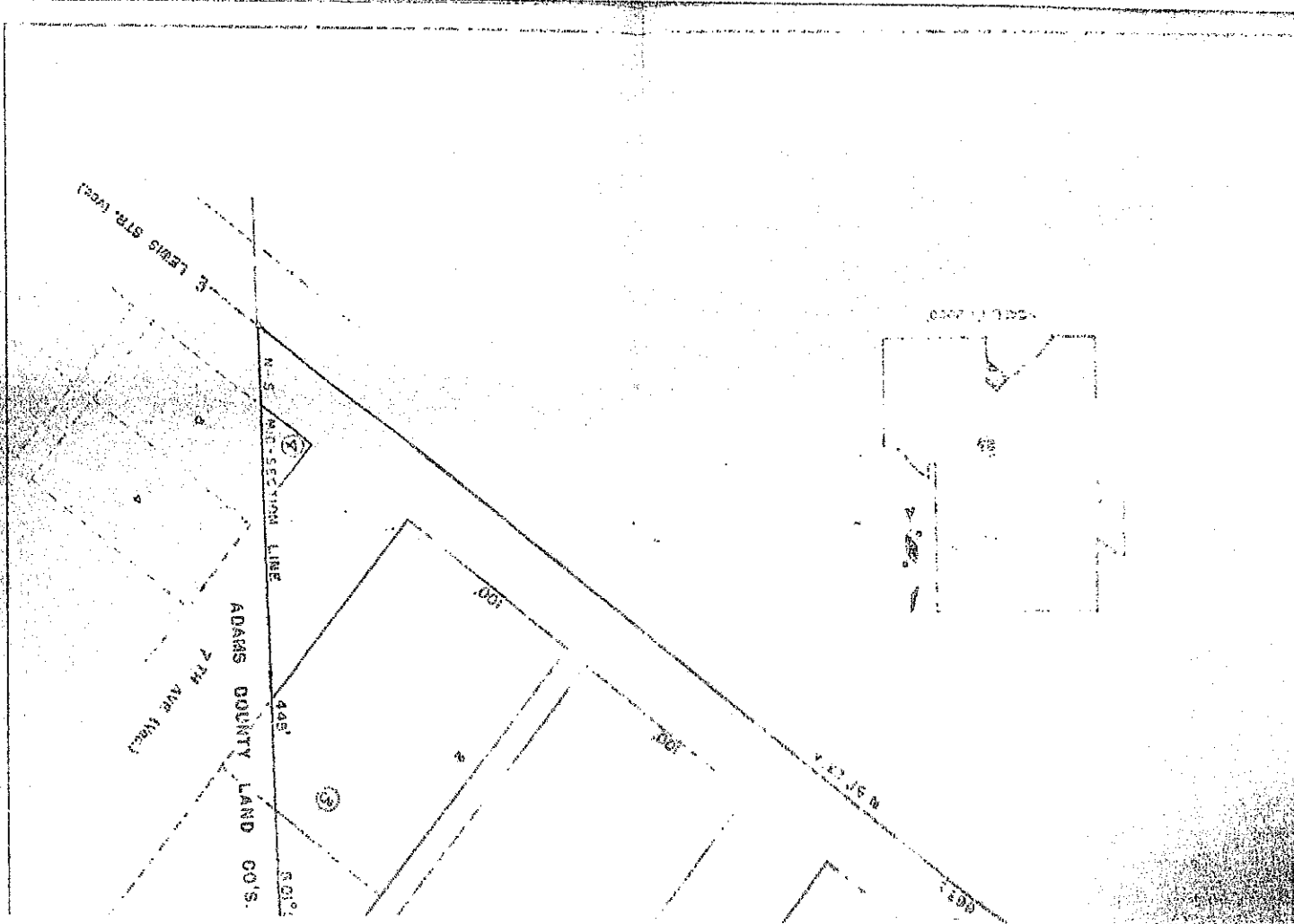
DEDICATION CERTIFICATE



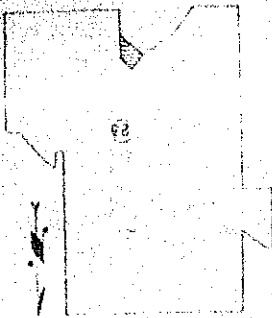
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SCALE 1" = 200'

23

We, the undersigned officers in and for the City of Ritzville, Washington, hereby certify that we have examined the accompanying plat of C. A. Smith's Addition to the City of Ritzville and find that said plat is in conformance with the ordinances of the City of Ritzville, and under the authority vested in us by the City of Ritzville, hereby accept and approve said plat.

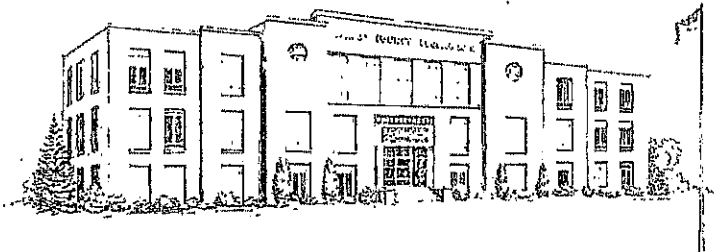
William Thiel
Mayor

Richard H. Miller
Clerk

Dated this 11 day of November, 1961.

CERTIFICATE OF THE CITY OF RITZVILLE

EXHIBIT 15



JERRY CROSSLER
Adams County Assessor
210 West Broadway
Ritzville, Washington 99169
Telephone (509) 659-0090-209

February 22, 1994

Department of Revenue
Property Tax Division
Mr. Robert S. Petersen, Civil Engineer
MS AX-02
Olympia, WA 98504

RE: Boundary Changes

Dear Mr. Petersen:

Enclosed, please find a copy of Ritzville Ordinance #887 annexing a parcel of land known as Galbreath No. 2 Addn. (to the best of my knowledge, there has not been a "Galbreath No. 1").

The City has also provided a map (Exhibit "B") drawing out this annexation; indicated in yellow.

I have provided a copy of last years tax code area map highlighting in yellow this same annexation transferring the property from code area 270 to code area 1.

Please refer back to Exhibit "B" and note the area's I've highlighted in pink. These were "exceptions" in a 1983 annexation under Ordinance #474 and never corrected. Although these parcels have never been legally annexed, they are now surrounded by the city limits. Is there any statute or rule which makes them part of the city limits under these circumstances, or must the city still correct these errors?

Sincerely yours,

Mrs. Connie Kline
Admin. Assistant

clk/hs

cc: City of Ritzville

Encl.





EXHIBIT "B"

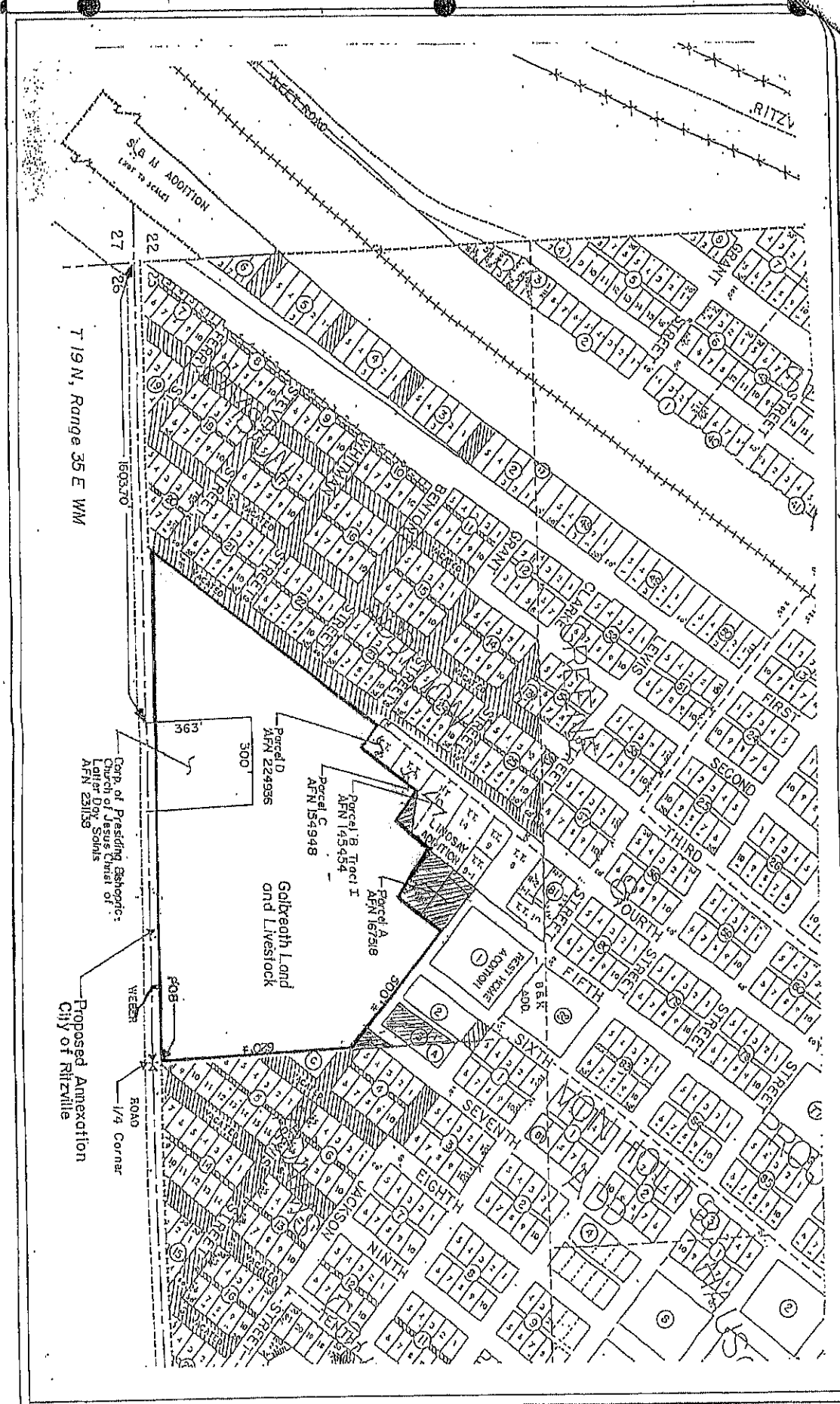


Exhibit C

Julie Flyckt

From: Loren Wiltse <lorenw@co.adams.wa.us>
Sent: Friday, March 1, 2019 11:37 AM
To: Julie Flyckt
Subject: FW: Ritzville Boundary Review
Attachments: Ritzville_BoundaryReview_2018.pdf; Ritzville_BoundaryReview_BNSFannexation_2018.pdf

From: Rackleff, Kandie <RackleK@wsdot.wa.gov>
Sent: Thursday, December 13, 2018 1:30 PM
To: Chase, Nate (OFM) <nate.chase@ofm.wa.gov>; Loren Wiltse <lorenw@co.adams.wa.us>
Cc: OFM mi Annexations <Pop.annexations@ofm.wa.gov>
Subject: Ritzville Boundary Review

Hi All,

After plotting and re-plotting many annexations in Ritzville I believe there are a few areas that have been included in Ritzville City Limits that were not annexed. The attached map (Ritzville_BoundaryReview_2018) shows three areas that I believe were not annexed.

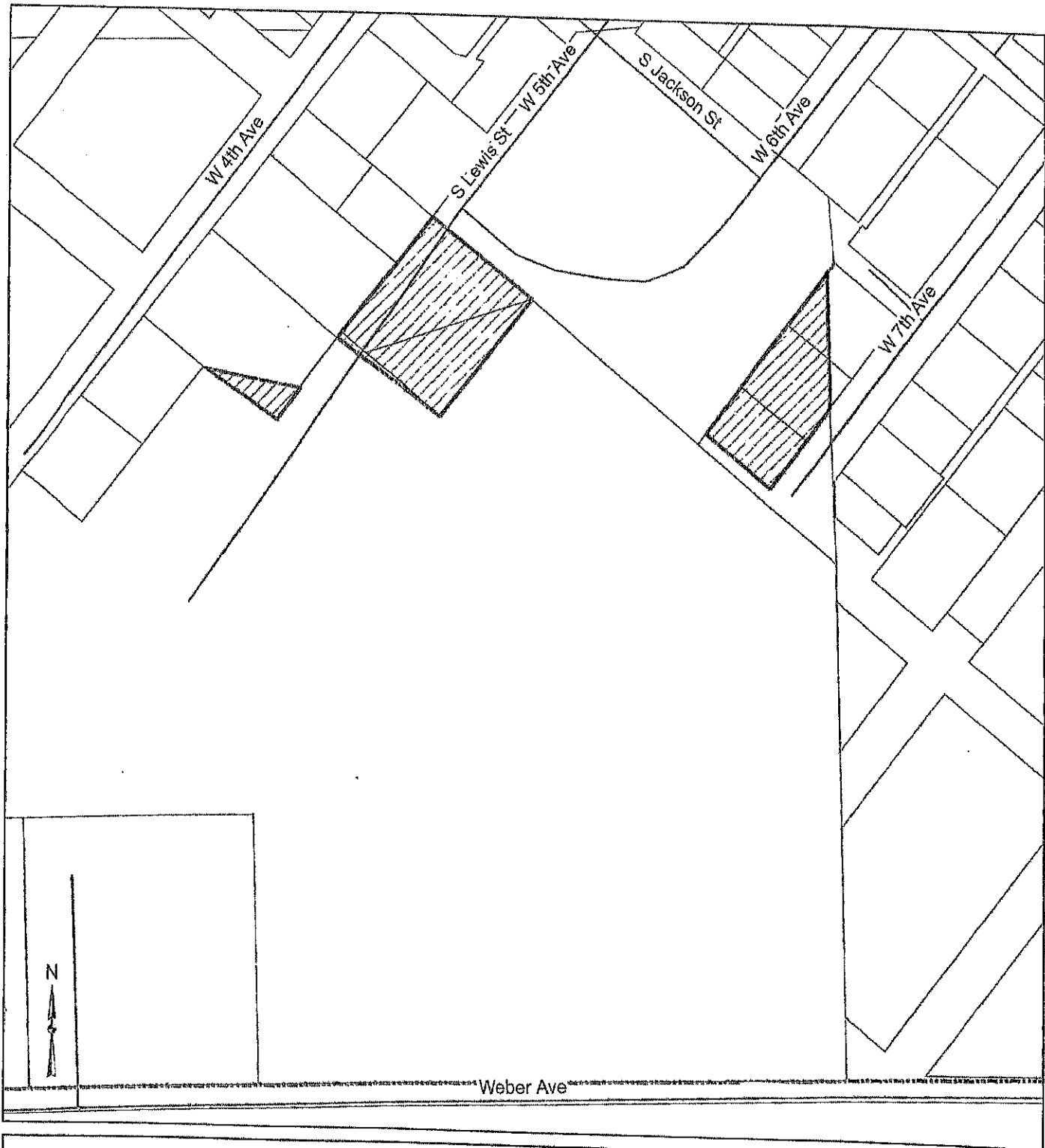
The other attached map (Ritzville_BoundaryReview_BNSFannexation_2018) shows an adjacent area that may have been annexed. I don't find an annexation for this area but have seen it included in other maps. If it was annexed I would like to make the correction to our map and would appreciate a copy of the Ordinance.

Hopefully this is helpful information.

Kandie Rackleff

Washington State Dept. of Transportation
Transportation Data, GIS & Modeling Office
360.570.2366
racklek@wsdot.wa.gov





Ritzville

Boundary Review

323775 02/12/2020 02:23:36 PM Pg. 14 of 15
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Not in City Limits



Current City Limits



Preliminary Annexation



Certified Annex Current Qtr



Correction Current Qtr

Effective:

0 0.01 0.02 0.04 Miles



Washington State
Department of Transportation



Exhibit D: Schrag Nichols Annexation Area

